



## LODI CITY COUNCIL

Carnegie Forum

305 West Pine Street, Lodi

## AGENDA – REGULAR MEETING

Date: August 2, 2006

Time: Closed Session 6:00 p.m.  
Regular Meeting 7:00 p.m.

For information regarding this Agenda please contact:

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Interim City Clerk

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**NOTE:** All staff reports or other written documentation relating to each item of business referred to on the agenda are on file in the Office of the City Clerk and are available for public inspection. If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. To make a request for disability-related modification or accommodation contact the City Clerk's Office as soon as possible and at least 24 hours prior to the meeting date.

### C-1 Call to Order / Roll Call

### C-2 Announcement of Closed Session

- a) Actual Litigation: Government Code §54956.9(a); one case; People of the State of California; and the City of Lodi, California v. M & P Investments, et al., United States District Court, Eastern District of California, Case No. CIV-S-00-2441 FCD JFM
- b) Actual litigation: Government Code §54956.9(a); one case; Hartford Accident and Indemnity Company, et al. v. City of Lodi, et al., Superior Court, County of San Francisco, Case No. 323658
- c) Actual litigation: Government Code §54956.9(a); one case; Peter Rose et al. v. the City of Lodi, et al.; United States District Court, Eastern District of California, Case No. CIV.S-05-02229

### C-3 Adjourn to Closed Session

**NOTE: THE FOLLOWING ITEMS WILL COMMENCE NO SOONER THAN 7:00 P.M.**

### C-4 Return to Open Session / Disclosure of Action

#### A. Call to Order / Roll call

#### B. Invocation – Pastor Alan Kimber, First United Methodist Church

#### C. Pledge of Allegiance

#### D. Presentations

D-1 Awards – None

D-2 Proclamations – None

D-3 Presentations

- a) Presentation of Resolution of Appreciation to Hayden Goni Johnson for his donation of artwork to the City of Lodi
- b) Update on Centennial activities (CLK)

#### E. Consent Calendar (Reading; comments by the public; Council action)

E-1 Receive Register of Claims in the amount of \$2,694,423.57 (FIN)

E-2 Approve minutes (CLK)

- a) June 20, 2006 (Shirtsleeve Session)

- E-3 Approve plans and specifications and authorize advertisement for bids for pool deck improvements at Blakely Park – Enze/Field Pool Complex, 1050 S. Stockton Street (PR)
- E-4 Approve plans and specifications and authorize advertisement for bids for Water/Wastewater Replacement Program (Project No. 3, Greater Downtown Area) (PW)
- E-5 Approve specifications and authorize advertisement for bids for polemount and padmount transformers (EUD)
- Res. E-6 Adopt resolution awarding the bid for 20,000 feet of #1/0 600-volt triplex to Hughes Utilities, of Portland, OR (\$20,817.30) (EUD)
- Res. E-7 Adopt resolution awarding contract for Municipal Service Center Additional Compressed Natural Gas Installation Project to Performance Mechanical, Inc., of Pittsburg, CA (\$44,600) and appropriate additional funds (\$10,000) (PW)
- Res. E-8 Adopt resolution awarding contracts for necessary process chemicals for the White Slough Water Pollution Control Facility to Basic Chemical Solutions, of Santa Fe Springs, CA (\$46,000), and to Polydyne, of Riceboro, GA (\$29,200) (PW)
- Res. E-9 Adopt resolution approving work by West Yost & Associates for ongoing regulatory activities at the White Slough Water Pollution Control Facility and appropriating funds (\$119,100) (PW)
- Res. E-10 Adopt resolution approving final map and improvement agreement for Interlake Square, Tract No. 3532 (north of Park Street between School Street and Sacramento Street) (PW)
- E-11 Approve fares for Cultural Homestay International (a non-profit organization) use of transit services for calendar years 2006 and 2007 (PW)
- Res. E-12 Adopt resolution authorizing the City Manager to execute an agreement with the World of Wonder Science Museum for an option to lease and a subsequent lease of retail space in the Lodi Station Parking Structure (CM)

**F. Comments by the public on non-agenda items**

THE TIME ALLOWED PER NON-AGENDA ITEM FOR COMMENTS MADE BY THE PUBLIC IS LIMITED TO FIVE MINUTES.

The City Council cannot deliberate or take any action on a non-agenda item unless there is factual evidence presented to the City Council indicating that the subject brought up by the public does fall into one of the exceptions under Government Code Section 54954.2 in that (a) there is an emergency situation, or (b) the need to take action on the item arose subsequent to the agenda's being posted.

Unless the City Council is presented with this factual evidence, the City Council will refer the matter for review and placement on a future City Council agenda.

**G. Comments by the City Council Members on non-agenda items**

**H. Comments by the City Manager on non-agenda items**

**I. Public Hearings – None**

**J. Communications**

- J-1 Claims filed against the City of Lodi – None
- J-2 Appointments
  - a) Appointments to the Greater Lodi Area Youth Commission (Student Appointees) (CLK)
- J-3 Miscellaneous – None

**K. Regular Calendar**

- K-1 Provide direction regarding land lease with the Community Partnership for Families of San Joaquin for construction of a Family Resource Center at Blakely Park and to provide 40 hours in-kind project management assistance from the Public Works Department prior to execution of the lease (CM)

- K-2 Provide direction regarding scheduling and type of action the Council may take at informal informational meetings referred to as "Shirtsleeve" City Council meetings (CM)  
**NOTE: This item is carried over from the meetings of 7/05/06 and 7/19/06**
- K-3 Approve expenses incurred by outside counsel/consultants relative to the Environmental Abatement Program litigation and various other cases being handled by outside counsel (\$322,793.33) (CA)  
**NOTE: This item is carried over from the meeting of 7/19/06**
- Res. K-4 Adopt resolution amending Traffic Resolution 97-148 by approving speed limit modifications as follows (PW):
- Reduce Century Boulevard between west City limits and Ham Lane from 45 to 40 miles per hour
  - Increase Century Boulevard between Hutchins Street and Church Street from 25 to 30 miles per hour
  - Increase Kettleman Lane between Beckman Road and east City limits from 40 to 45 miles per hour
  - Reduce Loma Drive between Elm Street and Lockeford Street from 30 to 25 miles per hour
- Res. K-5 Adopt resolution authorizing the City Manager to allocate Public Benefit Programs, and/or execute contracts with professional service organizations to assist in coordinating designated Public Benefit-funded programs, as identified below for the 2006-07 fiscal year (EUD):
- Continuation of the Lodi Solar Schoolhouse Project (\$25,000)
  - Extension for one year the Lodi LivingWise Program (\$20,000)
  - Extension of the Lodi Appliance Rebate Program (\$30,000)
  - Extension of the Lodi Energy Efficient Home Improvement Rebate Program (\$70,000)
  - Extension of the Lodi Commercial Rebate Program (\$25,000)
  - Extension of the Industrial Customer High Efficiency Rebate Program (\$140,000)

#### **L. Ordinances**

- Ord. L-1 Ordinance No. 1781 entitled, "An Ordinance of the City Council of the City of Lodi Amending Lodi Municipal Code Title 5 – Permits And Regulations – Chapter 5.40, 'Adult-Oriented Businesses,' by Repealing and Reenacting Section 5.40.020, 'Location of Adult-Oriented Businesses,' to Add 'Residentially-Zoned Property' to the List of Land Uses Subject to Distance Regulations Regarding the Location of Adult-Oriented Businesses; and Repealing and Reenacting Section 5.40.400(D)(1) to Delete the Requirement that Employees of Adult-Oriented Businesses be Fingerprinted as Part of the Employee License Process" (CLK)
- (Adopt)
- Ord. L-2 Ordinance No. 1782 entitled, "An Ordinance of the City Council of the City of Lodi Amending Lodi Municipal Code Title 17 – Zoning – Chapter 17.39, 'C-2 General Commercial District,' and Chapter 17.42 'C-M Commercial-Light Industrial District,' to Add Cardrooms as a Permitted Use with a Use Permit in both the C-2 and the C-M Districts" (CLK)
- (Adopt)

#### **M. Adjournment**

Pursuant to Section 54954.2(a) of the Government Code of the State of California, this agenda was posted at least 72 hours in advance of the scheduled meeting at a public place freely accessible to the public 24 hours a day.

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Jennifer M. Perrin  
Interim City Clerk